

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Mona Z. Hanna, Esq.   SBN: 131439 MICHELMAN & ROBINSON, LLP 17901 Von Karman Avenue, 10th Floor Irvine, CA 92614 TELEPHONE NO.: (714) 557-7990   FAX NO. (714) 557-7991   E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): : PLAINTIFF AND PROPOSED CLASS		FOR COURT USE ONLY
<b>UNITED STATES DISTRICT COURT</b>  STREET ADDRESS: 312 N. SPRING STREET  MAILING ADDRESS:  CITY AND ZIP CODE: LOS ANGELES, CA 90012  BRANCH NAME: for the CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION		
PLAINTIFF/PETITIONER: DAVID LOWERY, INDIVIDUALLY, ETC.  DEFENDANT/RESPONDENT: SPOTIFY USA INC., A DELAWARE CORPORATION		CASE NUMBER:  2:15-CV-09929-BRO-RAO
<b>PROOF OF SERVICE OF SUMMONS</b>		Ref. No. or File No.: 31122139 VXP

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
  - a. ☒ Summons
  - b. ☒ Complaint
  - c. ☐ Alternative Dispute Resolution (ADR) package
  - d. ☒ Civil Case Cover Sheet
  - e. ☐ Cross-complaint
  - f. ☒ other (specify documents): **See attached Document List**
3. a. Party served (specify name of party as shown on documents served):  
**SPOTIFY USA INC., A DELAWARE CORPORATION**
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):  
**CT CORPORATION SYSTEM BY SERVING GLADYS AGUILERA - PROCESS SPECIALIST AND AUTHORIZED TO ACCEPT SERVICE**
4. Address where the party was served: **818 W 7TH ST., STE 930  
LOS ANGELES, CA 90017**
5. I served the party (check proper box)
  - a. ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **12/29/2015** (2) at (time): **03:00 pm**
  - b. ☐ **by substituted service.** On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
    - (1) ☐ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

**ASAP Legal, LLC**

404 West 4th St., Suite B

Santa Ana, CA 92701

Phone: (714) 543-5100 Fax: (714) 543-5111

Continued from Proof of Service

**CASE #:** 2:15-CV-09929-BRO-RAO

**DATE:** December 30, 2015

**CASE NAME:** DAVID LOWERY, INDIVIDUALLY, ETC. VS. SPOTIFY USA INC., A DELAWARE CORPORATION

**SUMMONS; COMPLAINT; CIVIL CASE COVER SHEET; NOTICE OF INTERESTED PARTIES; REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT; NOTICE OF ASSIGNMENT TO UNITED STATES JUDGES; NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM; NOTICE TO PARTIES: COURT POLICY ON SETTLEMENT AND USE OF ALTERNATIVE DISPUTE RESOLUTION (ADR) COUNSEL ARE REQUIRED TO FURNISH AND DISCUSS THIS NOTICE WITH THEIR CLIENTS; STANDING ORDER REGARDING NEWLY ASSIGNED CASES**



PETITIONER: DAVID LOWERY, INDIVIDUALLY, ETC.	CASE NUMBER:
RESPONDENT: SPOTIFY USA INC., A DELAWARE CORPORATION	2:15-CV-09929-BRO-RAO

- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt.*) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (*specify means of service and authorizing code section*):
- ☐ Additional page describing service is attached.
6. The "Notice to the Person Served" (on the summons) was completed as follows:
- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (*specify*):
- c. ☐ as occupant.
- d. ☒ On behalf of (*specify*): **SPOTIFY USA INC., A DELAWARE CORPORATION**  
under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input checked="" type="checkbox"/> 416.10 (corporation)          | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other:                                       |
7. **Person who served papers**
- a. Name: **JEFFREY ALAN LOPEZ C/O ASAP Legal, LLC**
- b. Address: **404 West 4th St., Suite B Santa Ana, CA 92701**
- c. Telephone number: **(714) 543-5100**
- d. **The fee for service was: \$ 137.00**
- e. I am:
- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☒ **employee** ☐ independent contractor.
- (ii) Registration No.: **2014-037194**
- (iii) County: **LOS ANGELES**
8. ☒ **I declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- or
9. ☐ **I am a California sheriff or marshal** and I certify that the foregoing is true and correct.



Date: 12/30/2015

**ASAP Legal, LLC**  
**404 West 4th St., Suite B**  
**Santa Ana, CA 92701**  
**(714) 543-5100**  
**www.legalsolutionasap.com**

**JEFFREY ALAN LOPEZ**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)